HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM: HON'BLE SHRI JAGDISH BHALLA, Ag. CJ. &
HON'BLE SHRI SATISH K AGNIHOTRI J.

MCC No.278 of 2007

Applicant — Singhania Enterprises Through its partner Mr Lalit Kumar Singhania, Aged about 54 years, A-5, Civil Contractors, Manjusha, 15/480 Civil Lines, Rajbandha Marg, Raipur (CG) 492 002

Versus

Non-applicants

1. Union of India Central Works Department Through Office of the Chief Engineer Central Zone, Bhopal (MP)

2. Executive Engineer, Central Public Works Department, Central Division, Central Excise Office Building, C/D Block, Room No.305, Tikarapara, Raipur - 492 001

3. Additional Director General Central Public Works Department Mumbai (Maharashtra)

Application for restoration of Writ Petition No.4864/2006

Present : Ms Bharati Soni, counsel for the applicant.
Shri SK Beriwal, Central Government standing counsel for the respondents.

ORAL ORDER

(Passed on 16th August, 2007)

The following oral order of the Court was passed by

Hon'ble Jagdish Bhalla, Ag. C.J.

Heard learned counsel for the parties.

Learned counsel for the respondents though was not present when the case was dismissed in default, for the reasons best known to him had filed objections on merits of the case instead of raising objection to the application for restoration. However, since the objections have been raised, we now consider the objections against the restoration application.

Learned counsel for the respondents neither could indicate any reason for not restoring the writ petition to its original number, nor there is any such averment in the objection, which only talk about the merits of the case. Merits of the case can only be looked into, when the case is restored to its original number.

In such circumstances and in light of the reasons indicated in the affidavit in support of the application for restoration, we find sufficient ground to restore the matter to its original number. Accordingly, Writ Petition (C) No.4864/2006 is restored to its original number.

MCC No.278/2007 stands disposed of. Interim order granted in the writ petition shall continue till further orders.

Sd/-
Ag Chief Justice

Sd/-
Satish K.Agnihotri
Judge

padma